

or damaged by fire, and such insurance company shall neglect or refuse to pay the damages sustained by the owner thereof, such owner may bring suit against said company and prosecute the same in any court of competent jurisdiction as other suits are brought and prosecuted in the several courts of this State by having service served on such resident agent as fully as if service had been made on the director or directors of such company; and the judgment rendered in such case shall have the same force and effect as other judgments rendered by the said courts would or could have.

PRACTICE.

Powers of "Next Friend" to Compromise Suits.

1898, ch. 241.

54 A. The "next friend," or *prochein ami*, who shall have brought any suit at law for the benefit of any infant or infants, shall have authority to compromise and settle said suit and the cause of action; provided, that whenever such "next friend" shall not be a parent of the infant or a person standing in *loco parentis*, the consent of such parent or other person shall first be had and obtained; and if both parents be dead and there be no other person having the care and custody of the infant, the authority of the orphans' court of the city or county in which such suit has been brought shall be requisite to give validity to the proposed compromise or settlement; but such authority shall never be granted except upon written application therefor by such "next friend" setting forth under oath all the facts of the case and the reasons why such compromise or settlement is deemed to be for the best interest of the infant. This section shall apply to suits brought by the State of Maryland for the use of infants as equitable plaintiffs, as well as to suits brought by infants as plaintiffs by their "next friend."

Measure of Damages for Abstracting Minerals from Plaintiff's Land.

1894, ch. 287.

87 A. In the absence of fraud, negligence or willful trespass, the measure of damages for the wrongful working and abstracting of another's minerals, is the value of the minerals in their native state, before severance, to the person from whose property they